IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Revision No. 6068 of 2007 (O&M)

Date of decision : November 23, 2007

Shamsher Singh

....Petitioner

versus

Surinder Kumar

....Respondent

Coram: Hon'ble Mr. Justice Pritam Pal

Present : Mr. B.S.Bhalla, Advocate, for the petitioner

Pritam Pal,J. (Oral)

Petitioner has brought this revision petition under Article 227 of the Constitution of India for setting aside order dated 8.11.2007 passed by the learned Rent Controller, Moga, whereby adjournment for producing evidence by the respondent has been declined.

The only contention of learned counsel for the petitioner is that if one effective opportunity to adduce the entire evidence at his own responsibility is granted to the petitioner, he would close his case before the learned Rent Controller. A perusal of the impugned order shows that petitioner has already availed of nine effective opportunities to adduce his evidence. It is further apparent that instead of closing his evidence, he is stated to have moved a fresh application for comparison of signatures of the land-lady. The case before the trial court is pending since long and is a history sheet case. However, keeping in view the above contention of learned counsel, I feel that no notice is required to be sent to the respondent-

land-lady and this petition is disposed of with a direction that the learned Rent Controller shall give only one effective opportunity to the petitioner for adducing his entire evidence at his own responsibility, subject to payment of cost of Rs 2000/- to the respondent.

(Pritam Pal)
Judge

November 23, 2007
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